

### REMARKS

This amendment after final rejection is filed in response to the final Office Action dated July 15, 2004 in accordance with 37 C.F.R. 1.116.

The only changes that have been made in the claims are changes that were necessary to accept the allowable subject matter indicated in paragraphs 6 and 7 on page 6 of the final Office Action.

#### I. Examiner's Interview Scheduling Problem and Content

Applicants intended to schedule an interview after the first Office Action to discuss the reasoning in that Office Action as well as the claims filed in an amendment dated April 29, 2004. One reason the above claim changes in the present amendment after final rejection were not made prior to the issuance of the Office Action dated July 15, 2004 (see section c of rule 116) was that the Examiner's interview of August 3, 2004 could not be scheduled at an earlier date.

The content of the Examiner's interview was summarized on the Interview Summary dated August 3, 2004, which should be of record in this application. Applicants' representative stated that applicants were willing to include the features of claim 10 in claim 9. The Examiner stated that claim 11 contained allowable subject matter.

## **II. Allowable Subject Matter**

Claim 11, which depended on claim 9, was found to contain allowable subject matter according to paragraphs 6 and 7 on page 6 of the final Office Action.

In accordance with the directions on page 6 of the Office Action, claim 11 has been amended by including the subject matter of claim 9 so that claim 11 is now an allowable independent claim.

Claim 9 has been canceled and dependent claims 10 and 12 to 16 have been amended so that they now depend on the allowable claim 11.

## **III. Anticipation Rejection based on Myr**

Claims 9, 10, 13 and 16 were rejected under 35 U.S.C. 102 (e) as anticipated by Myr.

The 102-rejection of claims 9, 10, 13 and 16 has been obviated by cancellation of claim 9 and the changes in the dependence of claims 10, 13 and 16 so that they depend on the allowable claim 11.

## **IV. Obviousness Rejection**

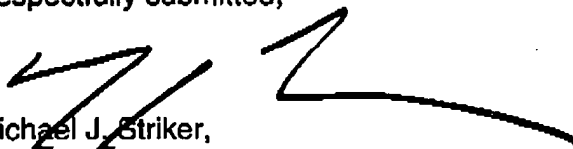
Claims 12, 14 and 15 were rejected under 35 U.S.C. 103 (a) as obvious over Myr in view of European Standard ENV 12313-1.

The 103-rejection of claims 12, 14 and 15 has been obviated by cancellation of claim 9 and the changes in the dependence of claims 12 and 13 so that claims 12, 14 and 15 depend on the allowable claim 11.

Should the Examiner require or consider it advisable that the specification, claims and/or drawing be further amended or corrected in formal respects to put this case in condition for final allowance, then it is requested that such amendments or corrections be carried out by Examiner's Amendment and the case passed to issue. Alternatively, should the Examiner feel that a personal discussion might be helpful in advancing the case to allowance, he or she is invited to telephone the undersigned at 1-631-549-4700.

In view of the foregoing, favorable allowance is respectfully solicited.

Respectfully submitted,



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